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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ICHIRO MITSUHARA, et al.

Application No.: 08/805,813

Filed: February 26, 1997

For: PATHOGEN-RESISTANT  
PLANTS AND METHOD FOR  
PRODUCTION THEREOF

Examiner: A. Nelson

Art Unit: 1638

PRELIMINARY AMENDMENT

BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Final Office Action dated March 9, 2001, the Notice of Appeal filed August 23, 2001, the Advisory Action dated September 14, 2001 and the Advisory Action dated October 16, 2001 Applicants respectfully request reconsideration and file herewith a Continued Prosecution Application and a Preliminary Amendment canceling all previous claims and providing a new set of claims. Applicants petition to extend the period for filing a response to the Notice of Appeal for five months. A Fee Transmittal authorizing the Commissioner to charge the petition fee to our deposit account is attached. For the convenience of the Examiner, a list of pending claims after entry of this Amendment is attached as Appendix I. Prior to examination of the above-referenced application, please enter the following amendments and remarks.